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FINANCING OF THE UNITED NATIONS MISSION FOR THE
REFERENDUM IN WESTERN SAHARA

Report of the Fifth Committee (Part II)

Rapporteur: Mr. Mahbub KABIR (Bangladesh)

I. INTRODUCTION

1. The previous recommendations made by the Fifth Committee to the General Assembly under agenda item 133 appear in the report of the Committee contained in document A/48/816.
2. At its 54th, 60th and 61st meetings, on 23 and 31 March and 8 April 1994, the Fifth Committee considered the item entitled "Financing of the United Nations Mission for the Referendum in Western Sahara". Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/48/SR.54, 60 and 61).

II. CONSIDERATION OF DRAFT RESOLUTIONS A/C.5/48/L.59 AND L.62

3. At its 60th meeting, on 31 March, the Committee had before it a draft resolution entitled "Financing of the United Nations Mission for the Referendum in Western Sahara" (A/C.5/48/L.59), submitted by the Chairman on the basis of informal consultations, which read as follows:

"The General Assembly,

"Having considered the report of the Secretary-General on the financing of the United Nations Mission for the Referendum in Western

Sahara ^{1/} and the related report of the Advisory Committee on Administrative and Budgetary Questions, ^{2/}

"1. Takes note of the amount of 36,148,050 dollars gross (34,626,950 dollars net) expended for the maintenance of the United Nations Mission for the Referendum in Western Sahara for the period from 1 December 1992 to 31 December 1993;

"2. Authorizes the Secretary-General to enter into commitments for the maintenance of the Mission up to the amount of 9 million United States dollars gross (8.4 million dollars net) for the period of three months from 1 January to 31 March 1994, the said amount to be utilized from the unencumbered balance of appropriations;

"3. Also authorizes the Secretary-General, in the light of Security Council resolution 907 (1994) of 29 March 1994, to enter into commitments for the maintenance of the Mission at a rate not to exceed 4.4 million dollars gross per month for a period of one month, beginning 1 April 1994, the said amount to be utilized from the unencumbered balance of appropriations;

"4. Further authorizes the Secretary-General to enter into commitments for the maintenance of the Mission at a rate not to exceed 4.4 million dollars gross per month for an additional two months, beginning 1 May 1994, with the prior concurrence of the Advisory Committee on Administrative and Budgetary Questions, the said amount to be utilized from the unencumbered balance of appropriations;

"5. Invites voluntary contributions to the Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure established by the General Assembly in its resolutions 43/230 of 21 December 1988, 44/192 A of 21 December 1989 and 45/258 of 3 May 1991;

"6. Decides to include in the provisional agenda of its forty-ninth session the item entitled 'Financing of the United Nations Mission for the Referendum in Western Sahara'."

4. At the 61st meeting, on 8 April, the representative of Canada, on behalf of the Rapporteur, introduced a draft resolution entitled "Financing of the United Nations Mission for the Referendum in Western Sahara" (A/C.5/48/L.62).

5. At the same meeting, the Secretary of the Committee read out revisions to paragraph 13 of draft resolution A/C.5/48/L.62 that had been agreed upon during informal consultations; as follows:

1/ A/48/848.

2/ A/48/906.

"13. Also authorizes the Secretary-General, pending consideration of his report on the detailed financial and administrative implications arising from Security Council resolution 907 (1994), to enter into commitments for the maintenance of the Mission at a rate not to exceed 3.7 million dollars gross per month for the period from 1 April to 10 May 1994, the said amount to be utilized from the unencumbered balance of appropriations".

6. Also at the same meeting, the representative of Algeria made a statement and recalled the agreement reached during informal consultations on paragraph 15, which should read as follows:

"15. Invites the Secretary-General, in the light of Security Council resolution 907 (1994), to keep under review the senior management structure of MINURSO, including a review of the modalities of employment of the Special Representative of the Secretary-General, and to report thereon to the resumed session of the General Assembly".

7. The Secretary of the Committee also made a statement (see A/C.5/48/SR.61).

8. At the same meeting, the Committee adopted draft resolution A/C.5/48/L.62, as orally revised, without a vote (see para. 10.)

9. In the light of the adoption of draft resolution A/C.5/48/L.62, draft resolution A/C.5/48/L.59 was withdrawn by the Chairman.

III. RECOMMENDATION OF THE FIFTH COMMITTEE

10. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Mission for the Referendum in Western Sahara

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Mission for the Referendum in Western Sahara, 3/ and the related report of the Advisory Committee on Administrative and Budgetary Questions, 4/

Bearing in mind Security Council resolution 690 (1991) of 29 April 1991, by which the Council established the United Nations Mission for the Referendum in Western Sahara, and its subsequent resolutions 725 (1991) of 31 December 1991, 809 (1993) of 2 March 1993 and 907 (1994) of 29 March 1994,

3/ A/48/848.

4/ A/48/906.

Recalling its decisions 47/451 A of 22 December 1992, 47/451 B of 8 April 1993, 47/451 C of 14 September 1993 and 48/467 of 23 December 1993 on the financing of the Mission,

Reaffirming that the costs of the Mission are expenses of the Organization to be borne by Member States in accordance with Article 17, paragraph 2, of the Charter of the United Nations,

Recalling its previous decision regarding the fact that, in order to meet the expenditures caused by the Mission, a different procedure is required from the one applied to meet expenditures of the regular budget of the United Nations,

Taking into account the fact that the economically more developed countries are in a position to make relatively larger contributions and that the economically less developed countries have a relatively limited capacity to contribute towards such an operation,

Bearing in mind the special responsibilities of the States permanent members of the Security Council, as indicated in General Assembly resolution 1874 (S-IV) of 27 June 1963, in the financing of such operations,

Mindful of the fact that it is essential to provide the Mission with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

1. Takes note of the status of contributions to the United Nations Mission for the Referendum in Western Sahara as at 24 March 1994, including the contributions outstanding in the amount of 20,366,381 United States dollars;
2. Expresses concern about the deteriorating financial situation with regard to peace-keeping activities owing to overdue payments by Member States of their assessments, particularly Member States in arrears;
3. Reaffirms its resolution 48/227 of 23 December 1993, and stresses the need for the Secretariat to submit budget documents on time in order to allow for a proper and thorough review and approval by the General Assembly of these budgets before their implementation;
4. Notes with satisfaction an improvement in the compliance by the Secretariat with certain General Assembly resolutions concerning the form of budget documents concerning peace-keeping operations;
5. Reaffirms the importance of the role of the Advisory Committee on Administrative and Budgetary Questions as an advisory body to the General Assembly in the budget process;
6. Endorses the observations and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions, 4/ subject to the provisions of this resolution;

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7. Requests the Secretary-General to take all necessary action to ensure the Mission is administered with a maximum of efficiency and economy and, in particular, to implement fully the economy, financial and efficiency measures to be approved during the resumed forty-eighth session of the General Assembly and no later than 1 May 1994 and to report on the implementation of such measures in the context of the performance report relevant to that period;

8. Urges all Member States to make every possible effort to ensure payment of their assessed contributions to the special account for the Mission promptly and in full;

9. Affirms that failure to pay the assessed contributions in full and on time, as well as the fact that the General Assembly has unfortunately been led to consider approving peace-keeping operation budgets without adequate documentation, have damaged and continue to damage the ability of peace-keeping operations to implement their activities effectively;

10. Requests the Secretary-General to explore all possibilities in order to ensure prompt reimbursement to troop-contributing countries;

11. Takes note of the amount of 36,148,050 dollars gross (34,626,950 dollars net) expended for the maintenance of the Mission for the period from 1 December 1992 to 31 December 1993;

12. Authorizes the Secretary-General to enter into commitments for the maintenance of the United Nations Mission for the Referendum in Western Sahara up to the amount of 9 million dollars gross (8.4 million dollars net) for the three-month period from 1 January to 31 March 1994, the said amount to be utilized from the unencumbered balance of appropriations;

13. Also authorizes the Secretary-General, pending consideration of his report on the detailed financial and administrative implications arising from Security Council resolution 907 (1994), to enter into commitments for the maintenance of the Mission at a rate not to exceed 3.7 million dollars gross per month for the period from 1 April to 10 May 1994, the said amount to be utilized from the unencumbered balance of appropriations;

14. Further authorizes the Secretary-General to enter into commitments for the maintenance of the Mission at a rate not to exceed 3.7 million dollars gross per month for the period from 11 May to 31 July 1994, with the prior concurrence of the Advisory Committee on Administrative and Budgetary Questions, the said amount to be utilized from the unencumbered balance of appropriations;

15. Invites the Secretary-General, in the light of Security Council resolution 907 (1994), to keep under review the senior management structure of MINURSO, including a review of the modalities of employment of the Special Representative of the Secretary-General, and to report thereon to the resumed session of the General Assembly;

16. Invites voluntary contributions to the United Nations Mission for the Referendum in Western Sahara in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in

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accordance with the procedure established by the General Assembly in its resolutions 43/230 of 21 December 1988, 44/192 A of 21 December 1989 and 45/258 of 3 May 1991;

17. Decides to keep on the agenda of its forty-eighth session the item entitled "Financing of the United Nations Mission for the Referendum in Western Sahara".
